

Message Text

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71 60

ACTION L-03

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E. O. 11652: N/A

TAGS: PFOR, BC, US

SUBJ: INTERNATIONAL TREATIES

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B) STATE 0243669 14DEC73

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C) GABORONE 1847 21DEC73

1. GOB OFFICE OF PRESIDENT AND ATTORNEY-GENERAL'S CHAMBERS IN PROCESS PREPARING NOTE TO EMBASSY STATING GOB WISHES NEGOTIATE NEW GOB-US AGREEMENTS ON EXTRADITION AND CONSULAR OFFICERS. GOB ATTORNEY-GENERAL'S CHAMBERS WILL PREPARE DRAFTS OF PROPOSED TREATIES.

2. IN VIEW OF ASSISTANT ATTORNEY-GENERAL V.J.G. MATTHEWS, 1931 US-GB EXTRADITION REQUIRES ONLY MINOR CHANGES TO MAKE IT ACCEPTABLE TO GOB. FOR EXAMPLE, BELIEVE AIRCRAFT HIJACKING SHOULD BE ADDED TO LIST OF CRIMES ARTICLE 3; REWORDING NUMBER 21, ARTICLE 3 TO ADD INSOLVENCY; AND DELETING NUMBERS THREE AND TWENTY-SEVEN UNDER ARTICLE 3. ARTICLES 14, 15, 16, 17 OBVIOUSLY ALSO SHOULD BE REMOVED, ACCORDING TO MATTHEWS.

3. ASSISTANT ATTORNEY-GENERAL SAID HE BELIEVED 1951 US-UK CONSULAR OFFICERS CONVENTION IS SATISFACTORY AND ONLY CHANGE REQUIRED IS SUBSTITUTION OF REPUBLIC OF BOTSWANA FOR U.K. AS HIGH CONTRACTING PARTY.

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4. US-UK 1877 DECLARATION ON RECIPROCAL PROTECTION TRADE-MARKS WILL BE MORE DIFFICULT FOR GOB TO RESOLVE. AT PRESENT GOB HAS LEGISLATION IN FORCE WHICH PERMITS TRADEMARKS REGISTERED IN UK AND SOUTH AFRICA TO ALSO BE REGISTERED IN BOTSWANA. GOB HAS NO MACHINERY OR STAFF TO OPERATE A TRADEMARK AND PATENT BUREAU OF ITS OWN AND DOES NOT PLAN TO CREATE ONE IN THE FORESEEABLE FUTURE. MATTHEWS SAID HE BELIEVES SOLUTION MIGHT BE FOR GOB TO INTRODUCE LEGISLATION ALLOWING GOVERNEMENT TO EXTEND PRIVILEGES CONCERNING TRADEMARKS TO ANY OTHER NATIONS WHICH GRANT GOB RECIPROCITY. HE ADDED THA GOB HAS LOOKED IN POSSIBILITY OF BECOMING PARTY TO PARIS CONVENTION ON PROTECTION OF INDUSTRIAL PROPERTY, BUT THINKS BECOMING PARTY THIS CONVENTION WOULD NECESSITATE CREATION OF AN INDEPENDENT PATENT AND TRADE MARK OFFICE WHICH IS BEYOND GOB'S CAPABILITY.

5. REQUEST DEPT ADVISE POST AS TO HOW BEST PROCEED WITH NEGOTIATIONS ON EXTRADITION AND CONSULAR OFFICERS AGREEMENTS. WELCOM SUGGESTIONS ON ITEMS TO BE INCLUDED OR COPIES OF "BOILER PLATE" DRAFT AGREEMENTS WHICH COULD BE PASSED ON TO GOB.
BOLEN

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